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8 -and-

9 **WILLKIE FARR & GALLAGHER LLP**

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20 *Counsel for Ad Hoc Group of Subrogation Claim Holders*

21 **UNITED STATES BANKRUPTCY COURT**
22 **NORTHERN DISTRICT OF CALIFORNIA**
23 **SAN FRANCISCO DIVISION**

24 In re:

25 PG&E CORPORATION,

26 -and-

27 PACIFIC GAS AND ELECTRIC
28 COMPANY,

Debtors.

29 Affects PG&E Corporation
30 Affects Pacific Gas and Electric Company
31 Affects both Debtors

32 * *All papers shall be filed in the lead case,*
33 *No. 19-30088 (DM)*

34 Bankr. Case No. 19-30088 (DM)
35 Chapter 11
36 (Jointly Administered)

37 **DECLARATION OF BENJAMIN P.**
38 **MCCALLEN IN SUPPORT OF THE AD**
39 **HOC GROUP OF SUBROGATION**
40 **CLAIM HOLDERS' MOTION FOR**
41 **RELIEF FROM THE AUTOMATIC**
42 **STAY**

43 Date: July 24, 2019
44 Time: 9:30 a.m. (Pacific Time)
45 Place: United States Bankruptcy Court
46 Courtroom 17, 16th Floor
47 San Francisco, CA 94102

48 Objection Deadline: July 19, 2019 at 4:00 p.m.

1 I, Benjamin P. McCallen, declare as follows:

2 1. I am a member of the Firm of Willkie Farr & Gallagher LLP. I am counsel to certain
3 members of the Ad Hoc Group of Subrogation Claim Holders (the “**Ad Hoc Subrogation**
4 **Group**”). I submit this Declaration in Support of the Ad Hoc Subrogation Group’s Motion to Lift
5 the Automatic Stay.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of the Joint Case Management
7 Conference Statement, *California North Bay Fire Cases*, JCCP No. 4955 (Cal. Super. Ct. Oct. 22,
8 2018).

9 3. Attached hereto as Exhibit 2 is a true and correct copy of the California Dep’t of
10 Forestry & Fire Protection, Sonoma-Lake Napa Unit, Investigation Report: Tubbs Incident (Jan. 20,
11 2019) (the “Cal Fire Report”), as well as Attachment J to the Cal Fire Report.

12 4. Attached hereto as Exhibit 3 is the Master Complaint for the Individual Plaintiffs,
13 *California North Bay Fire Cases*, JCCP No. 4955 (Cal. Super. Ct. Mar. 12, 2018).

14 5. Attached hereto as Exhibit 4 is the Master Complaint for the Subrogation Plaintiffs,
15 *California North Bay Fire Cases*, JCCP No. 4955 (Cal. Super. Ct. Mar. 12, 2018).

16 6. Attached hereto as Exhibit 5 is a true and correct copy of Nicholas J. Nauslar, John T.
17 Abatzoglou, & Patrick T. Marsh, *The 2017 North Bay and Southern California Fires: A Case*
18 *Study*, FIRE 2018 (Jun. 9, 2018).

19 7. Attached hereto as Exhibit 6 is a true and correct copy of PG&E’s Response to the
20 CPUC’s Safety and Enforcement Division’s 10/14/17 Questions (Oct. 17, 2017).

21 8. Attached hereto as Exhibit 7 is a true and correct copy of the CPUC’s decision in
22 *Application of San Diego Gas & Elec. Co. for Review of its Proactive De-Energization Measures*

1 and Approval of Proposed Tariff Revisions (U902E), Application 08-12-021, CAL. PUB. UTILITIES
2 COMM'N (Issued Sept. 18, 2009).

3 I declare under penalty of perjury of the laws of the United States that the foregoing is true
4 and correct and that I would be competent to testify thereto if called upon to do so.
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7 Executed on the 3d day of July, 2019 at New York, New York.
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9

10 /s/ Benjamin P. McCallen
11 Benjamin P. McCallen
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